

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

WISCONSIN CARRY, INC.,
BRAD CHAPIEWSKY,
BENJAMIN MOYES,
LARRY HERZOG, and
WILLIAM J. VEERHUSEN,

Case No. 10-CV-548

Plaintiffs,

v.

CITY OF MADISON, WISCONSIN,

NOBLE WRAY, In his official
capacity as Chief Of Police of
the City of Madison, Wisconsin,

Defendants.

JOINT MOTION TO DISMISS LAWSUIT AS MOOT

Plaintiffs Wisconsin Carry, Inc., Brad Chapiewsky, Benjamin Moyes, Larry Herzog, and William J. Veerhusen (collectively, “Plaintiffs”) and Defendants City of Madison, Wisconsin and Noble Wray, in his official capacity as Chief of Police of the City of Madison, Wisconsin (collectively, “Defendants”), hereby move this Court for an order dismissing this case as moot.

Plaintiffs’ Second Amended Complaint (Dkt. #28) addressed various alleged policies and practices of the City of Madison with regard to the open carry of firearms within the City of Madison. Specifically, Plaintiffs challenged the constitutionality of these policies under Amendments II, V and XIV to the United States Constitution.

Since the filing of this lawsuit, the City of Madison has clarified its policies, and the State of Wisconsin has also implemented a concealed carry policy. These decisions, as well as the

Court's decision in *Gonzalez v. Vill. Of W. Milwaukee*, 10-2356, 2012 WL 313572 (7th Cir., Feb. 2, 2012), *reh'g denied* (Feb. 14, 2012), render Plaintiffs' challenges to the alleged policies of the City of Madison moot.

For these reasons, Plaintiffs and Defendants respectfully ask this Court for a dismissal of this case with prejudice and without costs.

Dated this 26th day of March 2012.

By: s/ Sarah E. Troupis.

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